

109TH CONGRESS
2D SESSION

S. 2348

To amend the Atomic Energy Act of 1954 to require a licensee to notify the Atomic Energy Commission, and the State and county in which a facility is located, whenever there is an unplanned release of fission products in excess of allowable limits.

IN THE SENATE OF THE UNITED STATES

MARCH 1, 2006

Mr. OBAMA (for himself and Mr. DURBIN) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To amend the Atomic Energy Act of 1954 to require a licensee to notify the Atomic Energy Commission, and the State and county in which a facility is located, whenever there is an unplanned release of fission products in excess of allowable limits.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Nuclear Release Notice
5 Act of 2006”.

1 **SEC. 2. NUCLEAR RELEASE NOTICE REQUIREMENT.**

2 Section 103 of the Atomic Energy Act of 1954 (42
3 U.S.C. 2133) is amended—

4 (1) by redesignating subsection f. as subsection
5 e.; and

6 (2) in subsection e. (as so redesignated)—

7 (A) by designating the first, second, and
8 third sentences as paragraphs (1), (2), and (3),
9 respectively;

10 (B) by striking the subsection designation
11 and paragraph (1) (as so designated) and in-
12 serting the following:

13 “f. NOTICE OF UNPLANNED RELEASE OF RADIO-
14 ACTIVE SUBSTANCES.—

15 “(1) NOTICE REQUIRED.—

16 “(A) IN GENERAL.—Each license issued
17 for a utilization facility under this section or
18 section 104 b. shall require as a condition of
19 the license that in case of an unplanned release
20 described in subparagraph (B), the licensee
21 shall immediately notify the Commission, and
22 the State and county in which the facility is lo-
23 cated, of the release.

24 “(B) UNPLANNED RELEASES.—Subpara-
25 graph (A) applies to any unplanned release of

1 quantities of fission products or other radio-
2 active substances—

3 “(i) in excess of allowable limits for
4 normal operation established by the Com-
5 mission or other applicable Federal laws or
6 standards; and

7 “(ii) within allowable limits for nor-
8 mal operation established by the Commis-
9 sion or other applicable Federal laws or
10 standards but that occurs more than twice
11 within a 2-year period originating from the
12 same source, process, or equipment at a
13 facility.”; and

14 (C) in paragraph (3) (as so designated), by
15 striking “date of enactment of this subsection”
16 and inserting “date of enactment of the Nu-
17 clear Release Notice Act of 2006”.

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